

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Applicati n of:

Kretzschmar

Serial No.:

09/980696

Filed:

October 23, 2001

For:

Apparatus for Mounting and Dismounting Hoses

Onto or From Socket Pieces

Group Art Unit:

Box DAC

Commissioner for Patents Washington D.C. 20231

Docket No.: H01.2-10177

TRANSMITTAL LETTER

In regard to the above-identified application, we are submitting the attached:
 Petition to Accord a Correct Filing Date with attachments; VAS Transmittal Letter; and Postcard.

2. With respect to fees:

No additional fee is required.

- Attached is check(s) in the amount of \$130.00
- □ Charge additional fee to our Deposit Account No. 22-0350.

3. CONDITIONAL PETITION FOR EXTENSION OF TIME

This conditional petition is being filed along with the papers identified in Item 1 above and provides for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time or for a petition and fee for any other matter petitionable to the Commissioner as required. If any extension of time for the accompanying response is required or if a petition for any other matter is required, by petitioner, Applicant requests that this be considered a petition therefor.

4. Notwithstanding paragraph 2 above, if any additional fees associated with this communication are required and have not otherwise been paid, including any fee associated with the Conditional Petition for Extension of Time, or any request in the accompanying papers for action which requires a fee as a petition to the Commissioner, please charge the additional fees to Deposit Account No. 22-0350. Please charge any additional fees or credit overpayment associated with this communication to the Deposit Account No. 22-0350.

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APR 0 2 2002

VIDAS, ARRETT & STEINKRAUS

Date:

March 8, 2002

By:

RICHARD A. ARRETT, ESQ. Registration No. 33,153

6109 Blue Circle Drive, Suite 2000 Minnetonka, MN 55343-9185 Telephone: (952) 563-3000 Facsimile: (952) 563-3001

Certificate Under 37 CFR 1.8: I hereby certify that this Transmittal Letter and the paper(s) as described herein, are being deposited in the U.S. Postal Service, as FIRST CLASS MAIL addressed to Box DAC Commissioner for Patents, Washington D.C. 20231, on March 8, 2002.

Julie Emerson

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In Re Application of:

Kretzschmar

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Apparatus for Mounting and Dismounting

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Group Art Unit:

Commissioner for Patents Washington D.C. 20231

Docket No.: H01.2-10177

Dear Sir:

PETITION TO ACCORD CORRECT FILING DATE PURSUANT TO 37 C.F.R. 1.10(d) & MPEP Sec. 513

Backgound

On October 17, 2001 our office received faxed instructions from our German national client to file a national stage application for the above application before the 30th month anniversary of the priority date - i.e., October 22, 2001. Our office proceeded to prepare the necessary application documents and filed them on Friday, October 19, 2001.

At 4:50 p.m. on October 19, 2001, my assistant carried two Express Mail envelopes for deposit - i.e., No. **EV013260653US** and **EL835248846US** (for an unrelated PCT application) to the US Post Office Express Mail Dropbox located near Applicant's attorney's office at 6110 Blue Circle Drive, Minnetonka, MN. This is confirmed by the attached Express Mail Log (highlighted) for pick up by 5:00 pm. that same day. Also attached is a copy of the return post card showing deposit of the Express Mail Envelope **EV013260653US** to be October 19, 2001.

The carbon copy of the Express Mail label for envelope **EV013260653US**, shows a date of deposit to be October 23, 2001, at 5:32 p.m. which is two working days <u>after</u> the application was actually placed in the Express Mail Dropbox. However, the carbon copy of

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Application No. 09/980696 Page 2

Express Mail label for envelope **EL835248846US** showed a deposit date of October 19, 2001 at 5:29 p.m. - the exact day both envelopes were placed in the Express Mail Dropbox.

From the information outlined above, Applicant's attorneys have given sufficient information to show that both envelopes were deposited in the US Express Mail Dropbox prior to the 5:00 p.m. scheduled pick-up on October 19, 2001. For some unknown reason, one envelope was processed on October 19, 2001, but the envelope relating to the above-identified application was not processed until October 23, 2001.

PETITION

Applicant hereby petitions for correction of the filing date for this national stage application to be **October 19, 2001** - the date upon which the national stage application was given to the US Postal Service for pick up.

By

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS, P.A.

Dated: March 8, 2002

RICHARD A. ARRETT, ESQ.

Registration No. 33,153

6109 Blue Circle Drive, Suite 2000 Minnetonka, MN 55343-9185 Telephone: (952) 563-3000 Facsimile: (952) 563-3001

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EXPRESS MAIL LOG

The following log lists the mailing of express mail envelopes to the US Patent and Trademark Office from Suite 2000, 6109 Blue Circle Drive, Minnetonka, MN. The scheduled DROP OFF locations of last scheduled drop off times follow: (1) 6110 Blue Circle Drive, Minnetonka, MN 5:00 p.m.; (2) Hopkins downtown station 5:00 or 7:30 p.m.; (3) Airport location, midnight (rt of main terminal road)

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THIS WILL ACKNOWLEDGE RECEIPT OF THE FOLLOWING IN THE U.S. PAT AND TM OFFICE. ENCLOSURES:

VAS Nat'l stage transmittal; English translation of appln; \$1282 filing fee check; 2 pg Prel. Amd;

JOO7 Bee'rl PCT/PTO 2 3 OCT 2001

APPLICANT: M. Kretzschmar

SERIAL NO.

DOCKET NO:

H01.2-10177

PRIORITY DATE:

3/29/00_

CLIENT: HAUCK GRAALFS

MAILED: this 19th day of Oct. 2001 via express maiol

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